

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION

FRESENIUS KABI USA, LLC AND  
FRESENIUS KABI DEUTSCHLAND  
GMBH,

PLAINTIFFS,

V.

CUSTOPHARM, INC.,

DEFENDANT.

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CAUSE NO. A-18-CV-00665-LY

**ORDER**

Before the court is Defendant Custopharm, Inc.'s Motion for Leave to File Its Answer, Defenses and Amended Counterclaims with Exhibits under Seal filed May 1, 2019 (Clerk's Document No. 40).

Only in the rarest of circumstances will this court allow pleadings to be filed in sealed or redacted form with the complete pleading filed under seal. Attorneys should be adept enough pleaders to avoid the stating of confidential or privileged matters within the body of a pleading. Exhibits to pleadings may be filed under seal with proper leave of court. Therefore,

**IT IS ORDERED** that Defendant Custopharm, Inc.'s Motion for Leave to File Its Answer, Defenses and Amended Counterclaims with Exhibits under Seal filed May 1, 2019 (Clerk's Document No. 40) is **DENIED WITHOUT PREJUDICE**. Custopharm may file a redrafted answer, defenses, and amended counterclaims and may seek leave to file under seal exhibits that contain confidential information.

SIGNED this 14<sup>th</sup> day of May, 2019.

  
LEE YEAKEL  
UNITED STATES DISTRICT JUDGE